



2019/KER/3

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

THURSDAY ,THE 03RD DAY OF JANUARY 2019 / 13TH POUSHA, 1940

Crl.MC.No. 3 of 2019

IN CC 260/2017 of JUDICIAL FIRST CLASS MAGISTRATE COURT, CHAVARA

CRIME NO. 291/2017 OF THEKKUMBHAGOM POLICE STATION , Kollam

PETITIONERS/ACCUSED :-

JOMY  
AGED 39 YEARS  
S/O. JAMES,  
JOMY LNAD, KOYIVILA MURI, KOYIVILA P.O, THEVALAKKARA  
VILLAGE, KOLLAM DISTRICT.

BY ADV. SRI.K.V.ANIL KUMAR

RESPONDENTS/STATE & COMPLAINANT :-

- 1 STATE OF KERALA  
REPRESENTED BY THE PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM 682 031.
- 2 THE SUB INSPECTOR OF POLICE  
CHAVARA THEKKUMBHAGAM POLICE STATION,  
KOLLAM DISTRICT 691 001
- 3 ANTONY  
AGED 53 YEARS  
S/O. PETER, KANNIMELVILAYIL VEEDU, KOYIVILA P.O,  
KOYIVILA MURI, THEVALAKKARA VILLAGE,  
KOLLAM DISTRICT 690 524

BY ADV. SRI.P.V.DILEEP  
R1 & R2 BY SRI ALEX M THOMBRA-PUBLIC PROSECUTOR

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 03.01.2019,  
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

O R D E R

Petition filed under section 482 Cr.P.C.

2. Petitioner is the accused in C.C.No.260 of 2017 on the file of the Judicial Magistrate of First Class, Chavara registered for the offences under sections 294(b), 323, 324 and 341 IPC. The third respondent is the victim. It is submitted that the matter has been settled and the proceedings in the trial court may be quashed.

3. Heard the learned counsel for the petitioner and third respondent and the learned Public Prosecutor.

4. I have perused the affidavit filed by the third respondent, who has entered appearance through counsel. I am satisfied that the matter has been settled and no public interest is involved in this case. There is no impediment for granting the prayer of the petitioners.

In the result, this Crl.M.C is allowed. The proceedings in C.C.No.260 of 2017 on the file of the

3

Judicial Magistrate of First Class, Chavara are quashed. If any material objects have been produced in this case, the trial court may pass appropriate orders for their disposal.

Sd/-

K.ABRAHAM MATHEW,  
JUDGE

SMA



**APPENDIX**

**PETITIONER'S/S ANNEXURES :-**

ANNEXURE A	A TRUE COPY OF THE FINAL REPORT IN CRIME NO. 291/2017 OF CHAVARA THEKKUMBHAGAM POLICE STATION.
ANNEXURE B	AFFIDAVIT OF THE RESPONDENT NO. 3

**RESPONDENT(S) ' ANNEXURES :-** NIL

//TRUE COPY//

PA TO JUDGE

SMA